IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.7652 OF 2007

Meena Surendra Naidu .. Petitioner

Versus

Uco Bank & Ors. .. Respondents

Mr.A.P.Vanarase i/b.Mrs.S.S.Dongre for petitioner

CORAM : S.C.DHARMADHIKARI, J.

DATE : 23rd November 2007.

P.C.

. No orders can be passed in this petition inasmuch as the petitioner in the petition itself has stated that two civil suits have been filed by her being R.C.S.No.1663 of 2004 and R.C.S.1665

of 2004, both of which are pending. Respondent Nos. 1 to 6 to the present petition are parties to the said suits. In my view, once the petitioner has approached the competent civil court and has also stated that the suit is held to be maintainable in the civil court, then, even with regard to office No.6 the relief can be claimed therein. In such circumstances, there is no reason to interfere with the order of the Dist.Magistrate. This is not a fit case for interference under Article 227 of the Constitution of India. However, the ad-interim order passed by this Court on 16th October 2007 shall continue for a period of two weeks from today. More so, because the petitioner has stated that she is ready to pay the amount of rent to the first respondent Bank. Petition dismissed.

(S.C.DHARMADHIKARI, J)